

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CVD EQUIPMENT CORPORATION, :  
-----x

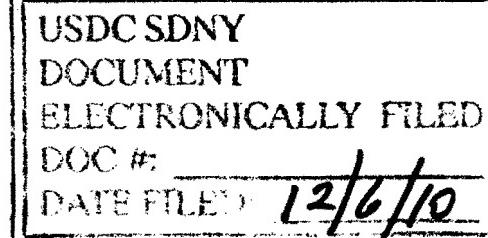
Civil Action No.: 10 CV 0573  
(RJH) (RLE)

Plaintiff,

-against-

TAIWAN GLASS INDUSTRIAL  
CORPORATION, and MIZUHO  
CORPORATE BANK, LTD.,

Defendants.



TAIWAN GLASS INDUSTRIAL  
CORPORATION, :  
-----x

Counterclaim Plaintiff,

-against-

CAPITAL ONE, N.A., :  
-----x

Counterclaim Defendant.

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned attorneys for Counterclaim Plaintiff Taiwan Glass Industrial Corporation ("Taiwan Glass") and Counterclaim Defendant Capital One, N.A. ("Capital One") that Capital One's time to answer,

move to dismiss or otherwise respond to Taiwan Glass's Counterclaim in this action is extended to and including January 7, 2011.

Dated: November 29, 2010

ALLEGERT BERGER & VOGEL LLP

Howard Chen /cavk  
Christopher Allegaert  
(callegaert@abv.com)  
Michael Vogel (mvogel@abv.com)  
Howard Chen (hchen@abv.com)  
111 Broadway  
20<sup>th</sup> Floor  
New York, NY 10006  
(212) 571-0550

*Attorneys for Defendant-Counterclaimant  
Taiwan Glass Industrial Corporation*

KING & SPALDING LLP

Paul A. Straus  
Paul A. Straus (pstraus@kslaw.com)  
1185 Avenue of the Americas  
New York, NY 10036  
(212) 556-2136

*Attorneys for Counterclaim Defendant  
Capital One, N.A.*

SO ORDERED:

R J Holwell  
Honorable Richard J. Holwell  
United States District Judge  
*12/26/10*